

UNITED STATES COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT

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Washington, DC 20001-2866
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AGENCY DOCKETING STATEMENT

Administrative Agency Review Proceedings (To be completed by appellant/petitioner)

1. CASE NO. 23-1089, 23-1182 2. DATE DOCKETED: 4-3-2023, 7-17-2023
3. CASE NAME (lead parties only) Hecate Energy LLC v. Federal Energy Regulatory Commission
4. TYPE OF CASE: ☒ Review ☐ Appeal ☐ Enforcement ☐ Complaint ☐ Tax Court
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? ☐ Yes ☒ No
If YES, cite statute _____
6. CASE INFORMATION:
 - a. Identify agency whose order is to be reviewed: Federal Energy Regulatory Commission
 - b. Give agency docket or order number(s): Nos. ER22-2110-000, ER22-2110-001, ER22-2110-002
 - c. Give date(s) of order(s): 11-29-2022, 1-30-2023, and 7-6-2023
 - d. Has a request for rehearing or reconsideration been filed at the agency? ☒ Yes ☐ No
If so, when was it filled? 12-29-2022 By whom? Hecate Energy LLC
Has the agency acted? ☒ Yes ☐ No If so, when? 01-30-2023
 - e. Identify the basis of appellant's/petitioner's claim of standing. See D.C. Cir. Rule 15(c)(2):
16 U.S.C. § 825l(b) authorizes any party aggrieved by a FERC order of the type at issue here to petition for review in this Court. Petitioner was aggrieved by the three FERC orders at issue here.
 - f. Are any other cases involving the same underlying agency order pending in this Court or any other?
☒ Yes ☐ No If YES, identify case name(s), docket number(s), and court(s)
Lee County Generating Station, LLC v. FERC, No. 23-1086 (D.C. Cir.) seeks review of the same orders and has already been consolidated with Nos. 23-1089 and 23-1182.
 - g. Are any other cases, to counsel's knowledge, pending before the agency, this Court, another Circuit Court, or the Supreme Court which involve *substantially the same issues* as the instant case presents?
☐ Yes ☒ No If YES, give case name(s) and number(s) of these cases and identify court/agency: _____
 - h. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? ☐ Yes ☒ No If YES, provide program name and participation dates. _____

Signature /s/ Aaron M. Streett Date 08-25-2023

Name of Counsel for Appellant/Petitioner Aaron M. Streett

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ATTACH A CERTIFICATE OF SERVICE

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement.

CERTIFICATE OF SERVICE

I hereby certify that, on August 25, 2023 I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the D.C. Circuit by using the CM/ECF system. All participants in this case registered with CM/ECF will be served by the CM/ECF system.

Date: August 25, 2023

/s/ Aaron M. Streett

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